C.F 100-4 (8)

IN THE HIGH COURT OF CHHATTISGARH, JUDICATURE AT BILASPUR

Writ Petition No. 1535/2001

Dr. Yogendra Malviya,
Son of Late R.C.Malviya,
Aged about 36 years,
Student of Diploma in Tuberculosis and Chest Disease (D.T.C.D.), at Pt. Jawahar Lal Nehru Medical College, Raipur, Chhattisgarh. .. Petitioner

Versus

1. State of Chhattisgarh,
Through Secretary,
Public Health and Family Welfare and
Medical Education Department,
Mantralaya, D.K.S.Bhawan,
Raipur, Chhattisgarh.

P.R. No. 1535/01
Presented by Shri ...
dated 24.8.01

2. Director,
Medical Education Department,
Opposite D.K.S.Bhawan,
Raipur, Chhattisgarh. .. Respondents

WRIT PETITION UNDER ARTICLE 226/227, UNDER CONSTITUTION OF INDIA FOR APPROPRIATE WRIT OR DIRECTIONS OR ORDER.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

(27)

मामला क्रमांक W.P.1535/01 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

3.9.2001 :

Shri R.K.Mishra for the petitioner.

Shri Gautam Bhaduri P.L. for the respondents.

The main grievance of the writ petitioner is that though he is entitled to get a seat of Post Graduate Studies namely M.D. (Medicine), no such seat has been allotted to him and that too despite the clarification by the Dean, J.L.N Medical College,Raipur. It may be stated that Dean of the medical college forwarded a note on 2.6.2001 that seat from All India Quota 2001 batch is lying vacant as the candidate has not reported on MD (Medicine). Information is said to have been sent to New Delhi,in this regard. Accordingly this fact was forwarded to the Director of Medical Education for doing the needful. The writ petitioner claims that he is entitled to get this seat in as much as he fulfills all the conditions to undergo said course. The request of the writ petitioner is at annexure P-2 addressed to the Principal Secretary,Medical Education of Chhattisgarh government and the same is dated 2.6.2001. It is forthe competent authority to examine whether or not the petitioner fulfills the criteria for giving admission to MD (Medicine) and whether or not such a vacancy is indeed available. Prima facie in view of the letter of the Dean of the Medical College,one seat of M.D.

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[पीछे देखिये

आदेश पत्रक (पुर्वानुबद्ध)

आदेश का दिनांक आदेश क्रमांक सहित	..2.. आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

(Medicine) appears to be available. Since request has been made by the writ petitioner,such a request should be immediately examined by the concerned competent authority and necessary order should be passed.

In the result, after hearing counsel for the parties this petition is disposed of with a direction that Principal Secretary / Secretary, Medical Education government of Chhattisgarh shall examine the representation of the writ petitioner dt. 2.6.2001 and pass necessary orders on merits within 15 days from the date of receipt of this order.

C.C.

Sd/-
Chief Justice

J